

BILL NO. G-71-05- 14

GENERAL ORDINANCE NO. G- Withdrew

AN ORDINANCE amending Subsection B (2) (E) of Section 17 of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended. (Zoning Ordinance)

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following section of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended, be and the same is hereby amended to read as follows:

"Section 17. Yard Requirements - All Districts.

Subsection B (2) (E)

Fence or Wall - a fence, latticework screen or wall not exceeding seven (7) feet in height or a living screen or fence of any height, may be located in the required side or rear yard, and a hedge or ornamental fence maintained or constructed so as not to exceed three (3) feet in height may be located in any required front yard. Provided, however, that nothing in this chapter shall be deemed to prohibit the construction and maintenance of a fence of any height in connection with a permitted agricultural use."

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Herbert W. Dutton
Councilman

APPROVED AS TO FORM
AND LEGALITY

[Signature]
CITY ATTORNEY

Read the first time in full and on motion by _____ seconded by _____ and duly adopted, read the second time by title and referred to the Committee on _____ (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____ the _____ day of _____ 197____, at _____ o'clock P.M., E.S.T.

Date: _____

CITY CLERK

Read the third time in full and on motion by _____ seconded by _____ and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES _____, NAYS _____, ABSTAINED _____, ABSENT _____ to-wit:

Burns	_____	_____	_____	_____
Hinga	_____	_____	_____	_____
Kruse	_____	_____	_____	_____
Nuckols	_____	_____	_____	_____
Moses	_____	_____	_____	_____
Schmidt, D.	_____	_____	_____	_____
Schmidt, V.	_____	_____	_____	_____
Steir	_____	_____	_____	_____
Talarico	_____	_____	_____	_____

Date _____

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 197____.

ATTEST:

(SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197____ at the hour of _____ o'clock ____M., E.S.T.

CITY CLERK

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock ____M., E.S.T.

MAYOR

Read the first time in full and on motion by Tipton seconded by Robinson and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 19 ____, at _____ o'clock P.M., E.S.T.

Date: 5-11-71 David H. Bonahome
City Clerk

Read the third time in full and on motion by _____ seconded by _____ and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES	_____	NAYS	_____	ABSTAINED	_____	ABSENT	_____	to-wit:
Adams	_____	_____	_____	_____	_____	_____	_____	
Dunifon	_____	_____	_____	_____	_____	_____	_____	
Fay	_____	_____	_____	_____	_____	_____	_____	
Geake	_____	_____	_____	_____	_____	_____	_____	
Nuckols	_____	_____	_____	_____	_____	_____	_____	
Robinson	_____	_____	_____	_____	_____	_____	_____	
Rousseau	_____	_____	_____	_____	_____	_____	_____	
Steigerwald	_____	_____	_____	_____	_____	_____	_____	
Tipton	_____	_____	_____	_____	_____	_____	_____	

Date 5-25-71 _____
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 8

on the 25th day of May, 19 71.

ATTEST: (SEAL)

City Clerk

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of May, 19 71 at the hour of 8:30 o'clock A.M., E.S.T.

City Clerk

Approved and signed by me this _____ day of _____, 19 ____, at the hour of _____ o'clock _____ M., E.S.T.

Mayor

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, in May, 1971, referred a proposed zoning ordinance amendment to the City Plan Commission which proposed ordinance was designated as Bill No. G-71-05-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 19, 1971; and,

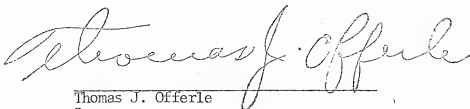
WHEREAS, the City Plan Commission, at their regular business meeting held July 26, 1971, recommended that this proposed ordinance be deferred.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this proposed ordinance be WITHDRAWN.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted by the Fort Wayne City Plan Commission.

Certified and signed this
10th day of January, 1975.



Thomas J. Offerle
Secretary

Cur. Gary Baeten 1/28

Bill No. G-71-05-14

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
Amending Subsection B (2) (E) of Section 17 of Chapter 36 of the Municipal Code
of the City of Fort Wayne, Indiana, 1946, as amended. (Zoning Ordinance)

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance withdrew PASS.

Eugene Kraus, Jr. - Chairman

John Nuckols - Vice-Chairman

Vivian G. Schmidt

Paul M. Burns

Donald J. Schmidt

Eugene Kraus Jr.
John Nuckols
Vivian G. Schmidt
Paul M. Burns
DJ Schmidt

DATE 1-28-75 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

Bill No. G-71-05-14

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending Subsection B (2) (E) of Section 17 of Chapter 36 of the Municipal Code
of the City of Fort Wayne, Indiana, 1946, as amended (Zoning Ordinance)

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance PASS.

EUGENE KRAUS, Chairman

JAMES S. STIER, Vice-Chairman

WILLIAM T. HINGA

PAUL BURNS

VIVIAN G. SCHMIDT

To Phil Howells

From Bud Neu

Subject Amending the Zoning Ordinance

COPIES TO:

This is the amendment to the Zoning Ordinance that the Plan Commission concurred in adopting as a part of the ordinance at their meeting held April 19, 1971. The requirements for rear and side yards were also amended since the April 19th meeting to allow living fences to grow to any height.

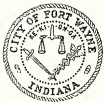
If this ordinance is satisfactory, would you please have it prepared for introduction in the Common Council? It will then be returned to the Plan Commission for public hearing.

*Thank you
Bud Neu*

SECTION 17. YARD REQUIREMENTS - ALL DISTRICTS.

SUBSECTION 3 (2)(E) BE AMENDED TO READ:

FENCE OR WALL - A FENCE, LATTICEWORK SCREEN OR WALL NOT EXCEEDING SEVEN (7) FEET IN HEIGHT OR A LIVING SCREEN OF ANY HEIGHT, MAY BE LOCATED IN THE REQUIRED SIDE OR REAR YARD, AND A HEDGE OR ORNAMENTAL FENCE MAINTAINED OR CONSTRUCTED SO AS NOT TO EXCEED THREE (3) FEET IN HEIGHT MAY BE LOCATED IN ANY REQUIRED FRONT YARD. PROVIDED, HOWEVER, THAT NOTHING IN THIS CHAPTER SHALL BE DEEMED TO PROHIBIT THE CONSTRUCTION AND MAINTENANCE OF A FENCE OF ANY HEIGHT IN CONNECTION WITH A PERMITTED AGRICULTURAL USE.



City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Gary Baeten - City Plan Commission Date 1-23-75
From Charles W. Westerman, City Clerk
Subject Appearance before Common Council -January 28, 1975

COPIES TO:

RE : G-71-05-14

AN ORDINANCE amending Subsection B (2) (E) of Section 17 of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended (Zoning Ordinance)

RE: BILL NO. G-75-01-11

AN ORDINANCE amending Sections 7 and 9, Article II of Chapter 28 Aof the Municipal Code of the City of Fort Wayne, pertaining to filing fees for preliminary and final subdivision plats

Your presence is requested on January 28, 1975, at 7:00 o'clock P.M., Room 124, by the members of the Common Council and Eugene Kraus, Jr., Chairman of the Regulations Committee, in regard to Bills No. G-71-05-14 and G-75-01-11.

It is also requested that you bring along any materials or information that you may have which will help the Council in its decision regarding the above bill.

Charlie